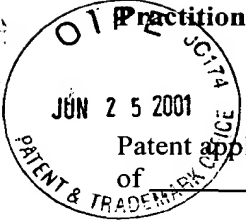


1624

#4



Practitioner's Docket No. U 013323-5

PATENT

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Patent application
of

Inventor(s)

RECEIVED

JUN 28 2001

TECH CENTER 1600/2900

for

Title of invention

OR

In re application of: Braj Bhushan LOHRAY, et al.

Serial No.: 09/820,485

Group No: 1624

Filed: March 29, 2001

Examiner: - -

For: NOVEL BICYCLIC COMPOUNDS AND THEIR US IN MEDICINE; PROCESS FOR THEIR PREPARATION AND PHARMACEUTICAL COMPOSITIONS CONTAINING THEM

Assistant Commissioner for Patents
Washington, D.C. 20231

TRANSMITTAL OF INFORMATION DISCLOSURE STATEMENT
WITHIN THREE MONTHS OF FILING OR
BEFORE MAILING OF FIRST OFFICE ACTION (37 C.F.R. 1.97(b))

NOTE: "An information disclosure statement shall be considered by the Office if filed by the applicant: (1) within three months of the filing date of a national application; (2) within three months of the date of entry of the national stage as set forth in § 1.491 in an international application; or (3) before the mailing date of a first Office action on the merits, whichever event occurs last." 37 C.F.R. 1.97(b).

CERTIFICATION UNDER 37 C.F.R. 1.8(a) and 1.10*

(When using Express Mail, the Express Mail label number is mandatory;
Express Mail certification is optional.)

I hereby certify that, on the date shown below, this correspondence is being:

MAILING

☒ deposited with the United States Postal Service in an envelope addressed to the Assistant Commissioner for Patents, Washington, D.C. 20231.

37 C.F.R. 1.8(a)

37 C.F.R. 1.10*

☒ with sufficient postage as first class mail.

☐ as "Express Mail Post Office to Addressee"
Mailing Label No. _____ (mandatory)

TRANSMISSION

☐ transmitted by facsimile to the Patent and Trademark Office.

Signature

Janet I. Cord

(type or print name of person certifying)

Date: June 20, 2001

*WARNING: Each paper or fee filed by "Express Mail" must have the number of the "Express Mail" mailing label placed thereon prior to mailing. 37 C.F.R. 1.10(b).
"Since the filing of correspondence under § 1.10 without the Express Mail mailing label thereon is an oversight

that can be avoided by the exercise of reasonable care, requests for waiver of this requirement will **not** be granted on petition." Notice of Oct. 24, 1996, 60 Fed. Reg. 56,439, at 56,442.

NOTE: The "filing date of a national application" under 37 C.F.R. 1.97(b) has two possible meanings. Where the filing is a direct one to the United States Patent & Trademark office, the filing is defined in 37 C.F.R. 1.53(b) as "the date on which: (1) A specification containing a description pursuant to § 1.71 and at least one claim pursuant to § 1.75; and (2) any drawing required by § 1.81(a), are filed in the Patent and Trademark Office in the name of the actual inventor or inventors as required by § 1.41." 37 C.F.R. 1.97(b)(1). On the other hand, an international application that enters the national stage occurs when the applicant has filed the documents and fees required by 35 U.S.C. § 371(c) within the periods set forth in § 1.494 or § 1.495. 35 U.S.C. § 371(c) requires the filing of the following: (1) the national fee; (2) a copy of the international application, unless already sent by the International Bureau, and an English translation if filed in another language; (3) amendments under PCT Article 19, with a translation into English if made in another language; (4) an oath or declaration; and (5) a translation into English of any annexes to the international preliminary examination report, if such annexes were made in another language. 37 C.F.R. 1.97(b)(2).

IDENTIFICATION OF TIME OF FILING THE ACCOMPANYING INFORMATION DISCLOSURE STATEMENT

The information disclosure statement submitted herewith is being filed within three months of the filing date of the application or date of entry into the national stage of an international application or before the mailing date of a first Office action on the merits, whichever event occurs last. 37 C.F.R. 1.97(b).

NOTE: "No certification or fee is due when the filing is made within the above time period. It is advisable to ensure that no Office action has been mailed if the disclosure statement is delayed until after three months from filing."

NOTE: "An information disclosure statement will be considered to have been filed on the day it was received in the Office, or on an earlier date of a mailing if accompanied by a properly executed certificate of mailing under 37 C.F.R. 1.8, or Express Mail certificate under 37 C.F.R. 1.10. An office action is mailed on the date indicated in the Office action." Notice of April 20, 1992 (1138 O.G. 37-41, 39).

NOTE: "The term 'national application' includes continuing applications (continuations, divisions, continuations-in-part) so three-months will be measured from the actual filing date of an application as opposed [sic] to the effective date of a continuing application." Notice of April 20, 1992 (1138 O.G. 37-41, 39).

NOTE: "An action on the merits means an action which treats the patentability of the claims in an application, as opposed to only formal or procedural requirements. An action on the merits would, for example, contain a rejection or indication of allowability of a claim or claims rather than just a restriction requirements (37 C.F.R. 1.142) or just a requirement for additional fees to have a claim considered (37 C.F.R. 1.16(d)). Thus, if an application was filed on Jan. 1 and the first Office action on the merits was not mailed until six months later on July 1, the examiner would be required to consider any proper information disclosure statement filed prior to July 1." Notice of April 20, 1992 (1138 O.G. 37-41, 39).

WARNING: "A petition for suspension of action to allow applicant time to submit an information disclosure statement will be denied as failing to present good and sufficient reasons, since 37 C.F.R. 1.97 provides adequate recourse for the timely submission of prior art for consideration by the examiner." Notice of July 6, 1992 (1141 O.G. 63).


SIGNATURE OF PRACTITIONER

Reg. No. 33,778

Tel. No.: (212) 708-1935

Customer No.:

Janet I. Cord

(type or print name of practitioner)

c/o Ladas & Parry

26 West 61st Street

P.O. Address

New York, N.Y. 10023



PATENT

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

RECEIVED

JUN 28 2001

TECH CENTER 1600/2900

In re application of: Braj Bhushan **LOHRAY**, et al.

Serial No.: 09/820,485

Group No: 1624

Filed: March 29, 2001

Examiner: - -

For: **NOVEL BICYCLIC COMPOUNDS AND THEIR USE IN MEDICINE;
PROCESS FOR THEIR PREPARATION AND PHARMACEUTICAL
COMPOSITIONS CONTAINING THEM**

Attorney Docket: U 013323-5

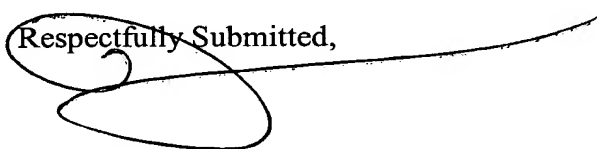
Commissioner of Patents and Trademarks
Washington, D.C. 20231

SUPPLEMENTAL INFORMATION DISCLOSURE STATEMENT

We draw the attention of the Examiner to the attached references which
are also listed on the attached Form PTO-1149.

We also draw the attention of the Examiner to co-pending application
09/085,292 filed on May 27, 1998.

Respectfully Submitted,



JANET I. CORD
LADAS AND PARRY
26 WEST 61ST STREET
NEW YORK, NY 10023
REG. NO: 33,773 (212)708-1935

CERTIFICATE OF MAILING (37 CFR 1.8a)

I hereby certify that this paper (along with any paper referred to as being attached or enclosed)
is being deposited with the United States Postal Service on the date shown below with
sufficient postage as first class mail in an envelope addressed to the: Commissioner of Patents
and Trademarks, Washington, D.C. 20231

Janet I. Cord
(Type or print name of person mailing paper)

Date: June 20, 2001


(Signature of person mailing paper)

FORM PTO-1449	U. S DEPARTMENT OF COMMERCE PATENT AND TRADEMARK OFFICE	ATTY. DOCKET NO. U 013323-5	SERIAL NO. 09/820,485
INFORMATION DISCLOSURE STATEMENT BY APPLICANT (Use several sheets if necessary)		APPLICANT Braj Bhushan LOHRAY, et al.	
		FILING DATE March 29, 2001	GROUP 1624

REFERENCE DESIGNATION										U.S. PATENT DOCUMENTS				
EXAMINER INITIAL		DOCUMENT NUMBER								DATE	NAME	CLASS	SUB- CLASS	FILING DATE IF APPROPRIATE
	AA		5	9	2	5	6	5	6	7/1999	KALLAM ET AL.	514	369	
	AB		5	8	0	1	1	7	3	9/1998	LOHRAY ET AL.	514	252	
	AC		5	9	1	9	7	8	2	7/1999	LOHRAY ET AL	514	252	
	AD		5	8	8	9	0	2	5	3/1999	LOHRAY ET AL.	514	326	
	AE		5	8	8	9	0	3	2	3/1999	LOHRAY ET AL.	514	369	
	AF		5	8	8	5	9	9	7	3/1999	LOHRAY ET AL.	514	256	
	AG		5	9	8	5	8	8	4	11/1999	LOHRAY ET AL.	514	259	
	AH		6	0	1	1	0	3	1	1/2000	LOHRAY ET AL.	514	224.2	
	AI		6	0	1	1	0	3	6	1/2000	LOHRAY ET AL.	514	248	
	AJ		6	0	5	4	4	5	3	4/2000	LOHRAY ET AL.	514	226.2	
	AK		6	1	5	9	9	6	6	12/2000	LOHRAY ET AL.	514	224.8	

FOREIGN PATENT DOCUMENTS																
		DOCUMENT NUMBER								DATE	COUNTRY	CLASS	SUB- CLASS	TRANSLATION		
														YES	NO	
	AL															
	AM															
	AN															
	AO															
	AP															

OTHER ART (Including Author, Title, Date, Pertinent Dates, Etc.)	
	AR
	AS
	AT

EXAMINER	DATE CONSIDERED
----------	-----------------

EXAMINER: Initial if citation considered, whether or not citation is in conformance with MPEP 609; Draw line through citation if not in conformance and not considered. Include copy of this form with next communication to applicant.

FORM PTO-1449

U. S DEPARTMENT OF COMMERCE
PATENT AND TRADEMARK OFFICE

ATTY. DOCKET NO.

SERIAL NO.

U 013323-5

09/820,485

INFORMATION DISCLOSURE
STATEMENT BY APPLICANT

APPLICANT

Braj Bhushan LOHRAY, et al.

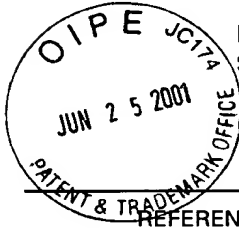
FILING DATE

GROUP

March 29, 2001

1624

(Use several sheets if necessary)



REFERENCE DESIGNATION

U.S. PATENT DOCUMENTS

EXAMINER INITIAL		DOCUMENT NUMBER								DATE	NAME	CLASS	SUB- CLASS	FILING DATE IF APPROPRIATE
	AA	6	0	3	0	9	7	3		2/2000	LOHRAY, ET AL.	514	259	
	AB	6	1	3	0	2	1	4		10/2000	LOHRAY, ET AL.	514	224.2	
	AC													
	AD													
	AE													
	AF													
	AG													
	AH													
	AI													
	AJ													
	AK													

FOREIGN PATENT DOCUMENTS

		DOCUMENT NUMBER								DATE	COUNTRY	CLASS	SUB- CLASS	TRANSLATION	
														YES	NO
	AL														
	AM														
	AN														
	AO														
	AP														

OTHER ART (Including Author, Title, Date, Pertinent Dates, Etc.)

	AR	
	AS	
	AT	

EXAMINER

DATE CONSIDERED

EXAMINER:

Initial if citation considered, whether or not citation is in conformance with MPEP 609; Draw line through citation if not in conformance and not considered. Include copy of this form with next communication to applicant.